



Federal Register

**Monday,
December 3, 2001**

Part VII

Department of Energy

Semiannual Regulatory Agenda

DEPARTMENT OF ENERGY (DOE)

DEPARTMENT OF ENERGY

10 CFR Chs. II, III, and X

48 CFR Ch. 9

Regulatory Agenda

AGENCY: Department of Energy.

ACTION: Semiannual regulatory agenda.

SUMMARY: The Department of Energy has prepared and today is publishing its semiannual regulatory agenda pursuant to Executive Order 12866 "Regulatory Planning and Review," 58 FR 51735, and the Regulatory Flexibility Act, 5 U.S.C. sections 601-612 (1988).

FOR FURTHER INFORMATION CONTACT: For further information about any particular

item on the regulatory agenda, please contact the individual listed under that item. For further information on the regulatory agenda in general, please contact: Richard L. Farman, Room 6E-078, Forrestal Building, 1000 Independence Avenue SW., Washington, DC 20585, (202) 586-8145.

SUPPLEMENTARY INFORMATION: Entries appended to this notice reflect the status of activities as of approximately September 15, 2001. They are divided into categories first by subagencies and then according to their stage of rulemaking action: prerule, proposed rulemaking, final rulemaking, long-term action, or completed action.

For this edition of the Department of Energy's regulatory agenda, the most

important significant regulatory actions are included in The Regulatory Plan, which appears in part II of this issue of the **Federal Register**. The Regulatory Plan entries are listed in the table of contents below and are denoted by a bracketed bold reference, which directs the reader to the appropriate sequence number in part II.

A draft of this regulatory agenda has been transmitted to the Chief Counsel for Advocacy of the U.S. Small Business Administration for comment, if any, pursuant to 5 U.S.C. 602(b).

Issued in Washington, DC, on November 2, 2001.

Lee Liberman Otis,
General Counsel.

Energy Efficiency and Renewable Energy—Prerule Stage

Sequence Number	Title	Regulation Identification Number
923	Energy Efficiency Standards for Residential Furnaces, Boilers, and Mobile Home Furnaces (Reg Plan Seq No. 20)	1904-AA78
924	Alternative Fueled Vehicle Acquisition Requirements for Private and Local Government Fleets	1904-AA98
925	Energy Efficiency Standards for Electric Distribution Transformers (Reg Plan Seq No. 21)	1904-AB08
926	Energy Efficiency Standards for Commercial Central Air Conditioning Units and Heat Pumps Rated 65-240 kBtu's/hr (Reg Plan Seq No. 22)	1904-AB09

References in boldface appear in the Regulatory Plan in part II of this issue of the **Federal Register**.

Energy Efficiency and Renewable Energy—Proposed Rule Stage

Sequence Number	Title	Regulation Identification Number
927	State and Local Incentives Program: Alternative Fuels	1904-AA66

Energy Efficiency and Renewable Energy—Final Rule Stage

Sequence Number	Title	Regulation Identification Number
928	Test Procedures for Central Air Conditioners and Heat Pumps—Amendments	1904-AA46
929	Energy Efficiency Standards for Central Air Conditioners and Heat Pumps (Reg Plan Seq No. 23)	1904-AA77
930	Test Procedures for Electric Distribution Transformers	1904-AA85
931	Test Procedures for Commercial Water Heaters	1904-AA95
932	Test Procedures for Commercial Warm Air Furnaces, and Efficiency Certification, Compliance, and Enforcement for Commercial Heating, Air Conditioning, and Water Heating Equipment	1904-AA96
933	Test Procedures for Commercial Air Conditioning Equipment	1904-AA97
934	Test Procedures for Commercial Package Boilers	1904-AB02
935	Test Procedures for Dishwashers—Amendment	1904-AB04
936	Weatherization Assistance Program for Low-Income Persons	1904-AB05

References in boldface appear in the Regulatory Plan in part II of this issue of the **Federal Register**.

DOE

Energy Efficiency and Renewable Energy—Long-Term Actions

Sequence Number	Title	Regulation Identification Number
937	Energy Efficiency Code for New Federal Residential Low Rise Buildings	1904-AA53
938	National Voluntary Residential Energy Efficiency Rating Guidelines	1904-AA74
939	Determination for High Intensity Discharge Lamps	1904-AA86
940	Determination for Small Electric Motors	1904-AA87
941	Energy Efficiency Standards for Clothes Dryers and Dishwashers	1904-AA89
942	Energy Efficiency Standards for Pool Heaters and Direct Heating Equipment	1904-AA90
943	Energy Efficiency Standards for 1-200 HP Electric Motors	1904-AA91
944	Energy Efficiency Standards for Fluorescent and Incandescent Lamps	1904-AA92

Energy Efficiency and Renewable Energy—Completed Actions

Sequence Number	Title	Regulation Identification Number
945	Energy Efficiency Standards for Clothes Washers	1904-AA67
946	Alternative Fuel Program: Biodiesel	1904-AB00
947	Amendments to the Refrigeration Standards	1904-AB03
948	Energy Efficiency Standards for Commercial Heating, Air Conditioning, and Water Heating Equipment	1904-AB06

Defense and Security Affairs—Prerule Stage

Sequence Number	Title	Regulation Identification Number
949	Computer Security; Access to Information on National Nuclear Security Administration Computer Systems	1992-AA27

Defense and Security Affairs—Proposed Rule Stage

Sequence Number	Title	Regulation Identification Number
950	Physical Protection of Security Interests	1992-AA23
951	Procedural Rules for DOE Nuclear Security Activities	1992-AA28
952	Human Reliability Program	1992-AA29
953	Criteria and Procedure for Establishment of the Personnel Security Assurance Program and Determinations of an Individual's Eligibility for Access to a Personnel Security Assurance Program Position	1992-AA30

Defense and Security Affairs—Completed Actions

Sequence Number	Title	Regulation Identification Number
954	General Criteria and Procedures for Determining Eligibility for Access to Classified Matters or Special Nuclear Material	1992-AA22
955	Security Requirements for Disclosure of Classified and Other Sensitive Information	1992-AA26

Departmental and Others—Proposed Rule Stage

Sequence Number	Title	Regulation Identification Number
956	Freedom of Information Act	1901-AA32
957	Community Transition Activities	1901-AA77

DOE

Departmental and Others—Proposed Rule Stage (Continued)

Sequence Number	Title	Regulation Identification Number
958	Research Misconduct	1901-AA89

Departmental and Others—Final Rule Stage

Sequence Number	Title	Regulation Identification Number
959	Radiation Protection of the Public and the Environment (Reg Plan Seq No. 24)	1901-AA38
960	Privacy Act System of Records Update	1901-AA69
961	Economic Development Transfers of Real Property	1901-AA82
962	Nondiscrimination in Federally Assisted Programs or Activities	1901-AA86
963	Reimbursement for Costs of Remedial Action at Active Uranium and Thorium Processing Sites: Technical Amendments	1901-AA88
964	Guidelines for Physician Panel Determinations on Worker Requests for Assistance in Filing for State Worker's Compensation Benefits	1901-AA90
965	Policy Review of Three Issues Arising Under Bonneville Power Administration's New Large Single Load (NLSL) Policy	1901-AA91

References in boldface appear in the Regulatory Plan in part II of this issue of the **Federal Register**.

Departmental and Others—Long-Term Actions

Sequence Number	Title	Regulation Identification Number
966	Enforcement of Employee Safety Standards at Nuclear Weapons Facilities	1901-AA44
967	Annotation of Land Records for Remediated Properties in the Uranium Mill Tailings Remedial Action Project (UMTRA)	1901-AA57
968	Payments for Special Burdens and In Lieu of Taxes	1901-AA58

Departmental and Others—Completed Actions

Sequence Number	Title	Regulation Identification Number
969	General Guidelines for the Recommendation of Sites for Nuclear Waste Repository	1901-AA72

Office of Procurement and Assistance Management—Proposed Rule Stage

Sequence Number	Title	Regulation Identification Number
970	Governmentwide Debarment and Suspension (Nonprocurement) and Governmentwide Requirements for Drug-Free Workplace (Grants)	1991-AB56
971	Financial Assistance Regulation: Administrative Requirements Related to For-Profit Organizations	1991-AB57
972	Energy Department Motor Vehicle Fleet Fuel Efficiency	1991-AB59
973	DEAR: Part 970 Rewrite Continuation	1991-AB60

Office of Procurement and Assistance Management—Final Rule Stage

Sequence Number	Title	Regulation Identification Number
974	Classified National Security Information—E.O. 12958	1991-AB42
975	DEAR: Recycling	1991-AB47

DOE

Office of Procurement and Assistance Management—Final Rule Stage (Continued)

Sequence Number	Title	Regulation Identification Number
976	DEAR: Technical Amendments	1991-AB51
977	DEAR: Purchasing by DOE Management and Operating Contractors From Affiliated Sources	1991-AB52
978	Acquisition Regulation: Payment of Fee Relating to Security Issues	1991-AB54
979	DEAR: Patent Rights	1991-AB55

Office of Procurement and Assistance Management—Completed Actions

Sequence Number	Title	Regulation Identification Number
980	DEAR: Work for Others	1991-AB48
981	Financial Assistance Regulation: Administrative Amendment	1991-AB58

Office of General Counsel—Long-Term Actions

Sequence Number	Title	Regulation Identification Number
982	Conduct of Employees	1990-AA19
983	Claims for Damages Against Department of Energy Employees	1990-AA26

Department of Energy (DOE)

Prerule Stage

Energy Efficiency and Renewable Energy (EE)

923. ENERGY EFFICIENCY STANDARDS FOR RESIDENTIAL FURNACES, BOILERS, AND MOBILE HOME FURNACES

Regulatory Plan: This entry is Seq. No. 20 in part II of this issue of the **Federal Register**.

RIN: 1904-AA78

924. ALTERNATIVE FUELED VEHICLE ACQUISITION REQUIREMENTS FOR PRIVATE AND LOCAL GOVERNMENT FLEETS

Priority: Other Significant. Major status under 5 USC 801 is undetermined.

Unfunded Mandates: Undetermined

Legal Authority: 42 USC 13257

CFR Citation: 10 CFR 490

Legal Deadline: NPRM, Statutory, May 1, 1999.
Final, Statutory, April 1, 2000.

Abstract: The Energy Policy Act of 1992 (the Act) requires DOE to initiate a rulemaking to determine whether a private and local fleet program is deemed necessary to meet the fuel

displacement goals of the Act. The criteria for making this determination is mandated by the Act. DOE conducted a series of informal workshops, including two for State and local government officials, to discuss regulatory options and other issues related to the alternative fueled vehicle requirements under the Act. DOE will make its determination within the context of the National Energy Policy and taking into account comments received as a result of the workshops.

Timetable:

Action	Date	FR Cite
ANPRM	04/17/98	63 FR 19372
Notice of Public Workshops	07/20/00	65 FR 44987
Notice of Determination	03/00/02	

Regulatory Flexibility Analysis Required: Yes

Small Entities Affected: Businesses, Governmental Jurisdictions

Government Levels Affected: Local

Agency Contact: Dana O'Hara, EE-34, Department of Energy, Energy

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RIN: 1904-AA98

925. • ENERGY EFFICIENCY STANDARDS FOR ELECTRIC DISTRIBUTION TRANSFORMERS

Regulatory Plan: This entry is Seq. No. 21 in part II of this issue of the **Federal Register**.

RIN: 1904-AB08

926. • ENERGY EFFICIENCY STANDARDS FOR COMMERCIAL CENTRAL AIR CONDITIONING UNITS AND HEAT PUMPS RATED 65-240 KBTU'S/HR

Regulatory Plan: This entry is Seq. No. 22 in part II of this issue of the **Federal Register**.

RIN: 1904-AB09

Department of Energy (DOE)
Energy Efficiency and Renewable Energy (EE)**Proposed Rule Stage****927. STATE AND LOCAL INCENTIVES PROGRAM: ALTERNATIVE FUELS****Priority:** Other Significant**Legal Authority:** 42 USC 13235**CFR Citation:** 10 CFR 409**Legal Deadline:** Final, Statutory, April 24, 1993.

Abstract: The Energy Policy Act of 1992 requires DOE to issue regulations establishing the State and Local Incentives Program. Under this program DOE may grant financial assistance to States for projects in DOE-approved State plans to promote use of alternative fuels and alternative-fueled

vehicles. With the publication of an integrated State Energy Program (61 FR 35890), the alternative fuel grant programs may be a part of the State grant special projects, depending on funding availability. The next action will be a cancellation notice of any separate State grant program.

Timetable:

Action	Date	FR Cite
NPRM	03/21/95	60 FR 15020
NPRM Comment Period End	05/22/95	
Notice Withdrawing NPRM	12/00/01	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** State, Local

Agency Contact: Marcy A. Rood, Program Manager, Department of Energy, Energy Efficiency and Renewable Energy, 1000 Independence Avenue SW., Washington, DC 20585
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RIN: 1904-AA66**Department of Energy (DOE)**
Energy Efficiency and Renewable Energy (EE)**Final Rule Stage****928. TEST PROCEDURES FOR CENTRAL AIR CONDITIONERS AND HEAT PUMPS—AMENDMENTS****Priority:** Substantive, Nonsignificant**Legal Authority:** 42 USC 6293**CFR Citation:** 10 CFR 430**Legal Deadline:** None

Abstract: These revisions to the test procedures for central air conditioners and heat pumps in accordance with the Energy Policy and Conservation Act will reorganize the document in a logical order and update the references. The revisions include an updated nomenclature compatible with the eventual test procedure for combined (domestic hot water and central air conditioners or heat pumps) appliances, additional tables listing test tolerances, a clearer specification for the demand defrost credit, and test methods for ECM (electronically commutated motor) blowers and history-dependent defrosts.

Timetable:

Action	Date	FR Cite
NPRM	01/22/01	66 FR 6768
Final Action	02/00/02	

Regulatory Flexibility Analysis Required: Undetermined**Government Levels Affected:** Undetermined

Agency Contact: Michael Raymond, EE-41, Program Manager, Office of Building Research and Standards, Department of Energy, Energy Efficiency and Renewable Energy, 1000

Independence Avenue SW., Washington, DC 20585
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RIN: 1904-AA46**929. ENERGY EFFICIENCY STANDARDS FOR CENTRAL AIR CONDITIONERS AND HEAT PUMPS**

Regulatory Plan: This entry is Seq. No. 23 in part II of this issue of the **Federal Register**.

RIN: 1904-AA77**930. TEST PROCEDURES FOR ELECTRIC DISTRIBUTION TRANSFORMERS****Priority:** Substantive, Nonsignificant**Legal Authority:** 42 USC 6317**CFR Citation:** 10 CFR 430**Legal Deadline:** Other, Statutory, April 24, 1995, Determination Notice.

Abstract: The Energy Policy Act of 1992 requires the Department to prescribe testing requirements for electric distribution transformers for which the Secretary makes a determination that energy conservation standards would be technologically feasible and economically justified, and would result in significant energy savings.

Timetable:

Action	Date	FR Cite
Determination Notice	10/22/97	62 FR 54809
NPRM	11/12/98	63 FR 63359

Action	Date	FR Cite
Reopen Comment Period	01/00/02	
Final Action	09/00/02	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None

Additional Information: Due to the Department's limited staff and financial resources, regulatory actions related to energy efficiency standards have been categorized as high, medium, and low priority based on significant input from the public. This action is a high priority, and the Department is working actively on this action.

Agency Contact: Antonio Bouza, Department of Energy, Energy Efficiency and Renewable Energy, 1000 Independence Avenue SW., Washington, DC 20676
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RIN: 1904-AA85**931. TEST PROCEDURES FOR COMMERCIAL WATER HEATERS****Priority:** Substantive, Nonsignificant**Legal Authority:** 42 USC 6293**CFR Citation:** 10 CFR 431**Legal Deadline:** None

Abstract: The Energy Policy and Conservation Act (EPCA), as amended, establishes energy conservation standards for commercial water heaters, prescribes test procedures, and requires labeling for such equipment. This

DOE—EE

Final Rule Stage

action would codify the energy conservation standards and test procedures established in the EPCA for commercial water heaters. This action will incorporate by reference energy conservation standards and test procedures, revised by the American Society of Heating, Refrigerating, and Air Conditioning Engineers (ASHRAE).

Timetable:

Action	Date	FR Cite
NPRM	08/09/00	65 FR 48852
Final Action	01/00/02	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: Cyrus Nasser, EE-41, Program Manager, Office of Building Research and Standards, Department of Energy, Energy Efficiency and Renewable Energy, 1000 Independence Avenue SW., Washington, DC 20585
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RIN: 1904-AA95

932. TEST PROCEDURES FOR COMMERCIAL WARM AIR FURNACES, AND EFFICIENCY CERTIFICATION, COMPLIANCE, AND ENFORCEMENT FOR COMMERCIAL HEATING, AIR CONDITIONING, AND WATER HEATING EQUIPMENT

Priority: Substantive, Nonsignificant

Legal Authority: 42 USC 6293

CFR Citation: 10 CFR 431

Legal Deadline: None

Abstract: The Energy Policy and Conservation Act (EPCA), as amended, establishes energy conservation standards for commercial heating equipment, prescribes test procedures, and requires labeling for such equipment. This action would codify the energy conservation standards and test procedures established in the EPCA for commercial heating equipment. This action will also incorporate by reference energy conservation standards and test procedures, revised by the American Society of Heating, Refrigerating, and Air Conditioning Engineers (ASHRAE), and will establish certification and compliance requirements for commercial heating equipment.

Timetable:

Action	Date	FR Cite
NPRM	12/13/99	64 FR 69597
Final Action	12/00/01	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: Cyrus Nasser, EE-41, Program Manager, Office of Building Research and Standards, Department of Energy, Energy Efficiency and Renewable Energy, 1000 Independence Avenue SW., Washington, DC 20585
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RIN: 1904-AA96

933. TEST PROCEDURES FOR COMMERCIAL AIR CONDITIONING EQUIPMENT

Priority: Substantive, Nonsignificant

Legal Authority: 42 USC 6293

CFR Citation: 10 CFR 431

Legal Deadline: None

Abstract: The Energy Policy and Conservation Act (EPCA), as amended, establishes energy conservation standards for commercial air conditioning equipment, prescribes test procedures, and requires labeling for such equipment. This action would codify the energy conservation standards and test procedures established in the EPCA for commercial air conditioning equipment. This action will also incorporate by reference energy conservation standards and test procedures, revised by the Air Conditioning and Refrigeration Institute or by the American Society of Heating, Refrigeration and Air Conditioning Engineers (ARI/ASHRAE).

Timetable:

Action	Date	FR Cite
NPRM	08/09/00	65 FR 48828
Final Action	12/00/01	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: Cyrus Nasser, EE-41, Program Manager, Office of Building Research and Standards, Department of Energy, Energy Efficiency and Renewable Energy, 1000 Independence Avenue SW., Washington, DC 20585
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RIN: 1904-AA97

934. TEST PROCEDURES FOR COMMERCIAL PACKAGE BOILERS

Priority: Substantive, Nonsignificant

Legal Authority: 42 USC 6293

CFR Citation: 10 CFR 431

Legal Deadline: None

Abstract: The Energy Policy and Conservation Act (EPCA), as amended, establishes energy conservation standards for commercial heating equipment, prescribes test procedures, and requires labeling for such equipment. This action would codify these provisions. It would also incorporate by reference energy conservation standards and test procedures revised by the American Society of Heating, Refrigerating, and Air Conditioning Engineers.

Timetable:

Action	Date	FR Cite
NPRM	08/09/00	65 FR 48838
Final Action	02/00/02	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: Cyrus Nasser, EE-41, Program Manager, Office of Building Research and Standards, Department of Energy, Energy Efficiency and Renewable Energy, 1000 Independence Avenue SW., Washington, DC 20585
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RIN: 1904-AB02

935. TEST PROCEDURES FOR DISHWASHERS—AMENDMENT

Priority: Substantive, Nonsignificant

Legal Authority: 42 USC 6293

CFR Citation: 10 CFR 430

Legal Deadline: None

Abstract: This action would improve the testing specifications for the current dishwasher test procedure, revise the calculation of estimated annual operating cost, and change the definitions of compact and standard models.

Timetable:

Action	Date	FR Cite
NPRM	09/28/99	64 FR 52248
NPRM Comment Period End	02/14/00	65 FR 2077
Final Action	12/00/01	

Regulatory Flexibility Analysis

Required: No

DOE—EE

Final Rule Stage

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Barbara Twigg, EE-41, Program Manager, Office of Building Research and Standards, Department of Energy, Energy Efficiency and Renewable Energy, 1000 Independence Avenue SW., Washington, DC 20585
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RIN: 1904–AB04

936. WEATHERIZATION ASSISTANCE PROGRAM FOR LOW-INCOME PERSONS

Priority: Substantive, Nonsignificant

Legal Authority: 42 USC 6861; 42 USC 7101

CFR Citation: 10 CFR 440

Legal Deadline: None

Abstract: This would amend the Weatherization Assistance Program for Low-Income Persons to include the three statutory changes made to the program by the Congress. The changes would add clarifying language, delete obsolete provisions, improve the overall operation of the program, and give State and local agencies additional flexibility.

Timetable:

Action	Date	FR Cite
NPRM	01/26/00	65 FR 4331
NPRM Comment Period End	03/27/00	

Action	Date	FR Cite
Interim Final Rule	12/08/00	65 FR 77209
Final Action	12/00/01	

Regulatory Flexibility Analysis Required: No

Small Entities Affected: No

Government Levels Affected: State, Local, Tribal

Agency Contact: Gregory Reamy, Office of Technology Assistance, EE-42, Department of Energy, Energy Efficiency and Renewable Energy, 1000 Independence Avenue SW., Washington, DC 20585
Phone: 202 586-4074

RIN: 1904–AB05

Department of Energy (DOE)
Energy Efficiency and Renewable Energy (EE)

Long-Term Actions

937. ENERGY EFFICIENCY CODE FOR NEW FEDERAL RESIDENTIAL LOW RISE BUILDINGS

Priority: Other Significant

Legal Authority: 42 USC 6834

CFR Citation: 10 CFR 435

Legal Deadline: Final, Statutory, October 24, 1994.

Abstract: Title III of the Energy Conservation and Production Act as amended by the Energy Policy Act of 1992 (PL 102-486, October 24, 1992) provides that DOE establish Federal building energy standards that require in new Federal buildings those energy efficiency measures that are technologically feasible and economically justified. The standards for Federal buildings are intended to parallel closely the voluntary building energy codes of the Energy Policy Act for private sector construction. Interim energy performance standards which DOE had issued before enactment of the Energy Policy Act are to remain in effect for the Federal sector until the new Federal building energy standards become effective.

Timetable:

Action	Date	FR Cite
NPRM	05/02/97	62 FR 24164
NPRM Comment Period End	07/14/97	
Final Action	12/00/02	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: Federal

Agency Contact: Stephen P. Walder, EE-41, Program Manager, Office of Building Research and Standards, Department of Energy, Energy Efficiency and Renewable Energy, 1000 Independence Avenue SW., Washington, DC 20585
Phone: 202 586-9209

RIN: 1904–AA53

938. NATIONAL VOLUNTARY RESIDENTIAL ENERGY EFFICIENCY RATING GUIDELINES

Priority: Substantive, Nonsignificant

Legal Authority: 42 USC 8236

CFR Citation: 10 CFR 437

Legal Deadline: Final, Statutory, April 24, 1994.

Abstract: DOE is required to establish by rule national voluntary guidelines for home energy rating systems. The guidelines are designed to encourage uniformity with regard to systems for rating the annual energy efficiency of residential buildings. The guidelines may be used to enable and encourage the assignment of energy efficiency ratings to residential buildings and the development of criteria for attractive financial instruments for energy efficient homes.

In response to the directives of the Energy Policy Act of 1992, DOE collaborated with hundreds of stakeholders and organizations, including the Home Energy Rating System (HERS) Council, the National Association of State Energy Officials, and HERS providers, many of whom had been meeting regarding HERS since about 1987. Based on input from all the stakeholders, DOE issued for public comment a Notice of Proposed Rulemaking on voluntary guidelines.

Most of the comments that DOE received on the proposed rule were readily resolved. But the issue of “fuel neutrality” was not easily incorporated into the rule. “Fuel neutrality” involved an interpretation of the requirement that the rule not “discriminate among fuel types” for which the EPACT legislation provided no clarification. Yet, in spite of an intensive effort by DOE to work with both the electric and gas industries, a definition regarding fuel neutrality was not resolved and remains hotly disputed.

In the fall of 2002, DOE plans to issue a Report to Congress on the HERS and Energy Efficient Mortgages, as required by Congress. This report will note that despite the fact that DOE has not issued a final rule, home energy raters are now available in 47 States, and the guidelines used by these raters are generally consistent in content to DOE’s

DOE—EE

Long-Term Actions

Notice of Proposed Rulemaking on voluntary HERS guidelines.

Timetable:

Action	Date	FR Cite
NPRM	07/25/95	60 FR 37949
NPRM Comment Period End	05/09/96	
Final Action	To Be Determined	

Regulatory Flexibility Analysis

Required: Undetermined

Government Levels Affected:

Undetermined

Agency Contact: David Boomsma, EE-40, Department of Energy, Energy Efficiency and Renewable Energy, 1000 Independence Avenue SW., Washington, DC 20585
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Email: david.boomsma@ee.doe.gov

RIN: 1904-AA74

939. DETERMINATION FOR HIGH INTENSITY DISCHARGE LAMPS

Priority: Substantive, Nonsignificant

Legal Authority: 42 USC 6317

CFR Citation: 10 CFR 430

Legal Deadline: Other, Statutory, April 24, 1995, Determination Notice.

Abstract: The Energy Policy Act of 1992 requires the Department to prescribe test procedures and efficiency standards for high intensity discharge lamps for which the Secretary makes a determination that energy conservation standards would be technologically feasible and economically justified, and would result in significant energy savings.

Timetable:

Action	Date	FR Cite
Determination Notice	To Be Determined	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Additional Information: Due to the Department's limited staff and financial resources, regulatory actions related to energy efficiency standards have been categorized as high, medium, and low priority based on significant input from the public. This action is a low priority and the Department does not plan to work on it this year.

Agency Contact: Ronald Lewis, Department of Energy, Energy Efficiency and Renewable Energy,

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RIN: 1904-AA86

940. DETERMINATION FOR SMALL ELECTRIC MOTORS

Priority: Substantive, Nonsignificant

Legal Authority: 42 USC 6317

CFR Citation: 10 CFR 431

Legal Deadline: Other, Statutory, April 24, 1995, Determination Notice.

Abstract: The Energy Policy Act of 1992 requires the Department to prescribe test procedures for small electric motors for which the Secretary makes a determination that energy conservation standards would be technologically feasible and economically justified, and would result in significant energy savings.

Timetable:

Action	Date	FR Cite
Determination Notice	To Be Determined	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Additional Information: The Department's regulatory actions related to energy efficiency standards have been categorized as high, medium, and low priority based on significant input from the public. This action is a high priority and the Department has initiated work to gather information and conduct analyses in preparation for a determination under 42 U.S.C. 6317(b).

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RIN: 1904-AA87

941. ENERGY EFFICIENCY STANDARDS FOR CLOTHES DRYERS AND DISHWASHERS

Priority: Economically Significant. Major under 5 USC 801.

Unfunded Mandates: This action may affect the private sector under PL 104-4.

Legal Authority: 42 USC 6295

CFR Citation: 10 CFR 430.32

Legal Deadline: Final, Statutory, May 14, 1996, Determination Notice.

Abstract: The statute requires the Department to revise the standards to achieve the maximum improvement in energy efficiency which the Secretary determines is technologically feasible and economically justified.

Timetable: Next Action Undetermined

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: State, Local

Additional Information: Due to the Department's limited staff and financial resources, regulatory actions related to energy efficiency standards have been categorized as high, medium, and low priority based on significant input from the public. This action is a low priority, and the Department does not plan to begin substantive work on this action for the next two fiscal years.

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RIN: 1904-AA89

942. ENERGY EFFICIENCY STANDARDS FOR POOL HEATERS AND DIRECT HEATING EQUIPMENT

Priority: Economically Significant. Major under 5 USC 801.

Unfunded Mandates: This action may affect the private sector under PL 104-4.

Legal Authority: 42 USC 6295

CFR Citation: 10 CFR 430

Legal Deadline: Final, Statutory, January 1, 1992, Determination Notice.

Abstract: The statute requires the Department to revise the standards to achieve the maximum improvement in energy efficiency which the Secretary determines is technologically feasible and economically justified.

Timetable: Next Action Undetermined

Regulatory Flexibility Analysis

Required: No

DOE—EE

Long-Term Actions

Government Levels Affected: State, Local

Additional Information: Due to the Department's limited financial resources, regulatory actions related to energy efficiency standards have been categorized as high, medium, and low priority based on significant input from the public. This action is a low priority, and the Department does not plan to begin substantive work on this action for the next two fiscal years.

Agency Contact: Cyrus Nasser, EE-41, Program Manager, Office of Building Research and Standards, Department of Energy, Energy Efficiency and Renewable Energy, 1000 Independence Avenue SW., Washington, DC 20585
Phone: 202 586-9138
Email: cyrus.nasser@ee.doe.gov

RIN: 1904-AA90

943. ENERGY EFFICIENCY STANDARDS FOR 1-200 HP ELECTRIC MOTORS

Priority: Economically Significant. Major under 5 USC 801.

Legal Authority: 42 USC 6313

CFR Citation: 10 CFR 431

Legal Deadline: Final, Statutory, October 24, 1999, Determination Notice.

Abstract: The Energy Policy and Conservation Act (EPCA), as amended, establishes initial energy efficiency standards and test procedures for commercial and industrial electric motors. EPCA requires the Department

to revise the standards periodically to achieve the maximum improvement in energy efficiency which the Secretary determines is technologically feasible and economically justified.

Timetable: Next Action Undetermined

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Additional Information: Due to the Department's limited staff and financial resources, regulatory actions related to energy efficiency standards have been categorized as high, medium, and low priority based on significant input from the public. This action is a low priority, and the Department does not plan to begin substantive work on this action for the next two fiscal years.

Agency Contact: James Raba, EE-41, Energy Technology Program Specialist, Department of Energy, Energy Efficiency and Renewable Energy, 1000 Independence Avenue SW., Washington, DC 20585
Phone: 202 586-8654
Email: jim.raba@ee.doe.gov

RIN: 1904-AA91

944. ENERGY EFFICIENCY STANDARDS FOR FLUORESCENT AND INCANDESCENT LAMPS

Priority: Economically Significant. Major under 5 USC 801.

Unfunded Mandates: This action may affect the private sector under PL 104-4.

Legal Authority: 42 USC 6295

CFR Citation: 10 CFR 430.32

Legal Deadline: Final, Statutory, November 15, 1998, Determination Notice.

Abstract: The statute requires the Department to revise the standards to achieve the maximum improvement in energy efficiency which the Secretary determines is technologically feasible and economically justified.

Timetable: Next Action Undetermined

Regulatory Flexibility Analysis Required: No

Government Levels Affected: State, Local

Additional Information: Due to the Department's limited staff and financial resources, regulatory actions related to energy efficiency standards have been categorized as high, medium, and low priority based on significant input from the public. This action is a low priority, and the Department does not plan to begin substantive work on this action for at least the next two fiscal years.

Agency Contact: Ronald Lewis, Department of Energy, Energy Efficiency and Renewable Energy, Office of Building Research and Standards, 1000 Independence Avenue SW., Washington, DC 20585
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Email: ronald.lewis@ee.doe.gov

RIN: 1904-AA92

Department of Energy (DOE)

Energy Efficiency and Renewable Energy (EE)

Completed Actions

945. ENERGY EFFICIENCY STANDARDS FOR CLOTHES WASHERS

Priority: Economically Significant. Major under 5 USC 801.

Unfunded Mandates: This action may affect the private sector under PL 104-4.

Legal Authority: 42 USC 6295

CFR Citation: 10 CFR 430

Legal Deadline: Final, Statutory, May 14, 1996.

Abstract: The Energy Policy and Conservation Act (EPCA), as amended, establishes initial energy efficiency

standard levels for most types of major residential appliances and generally requires DOE to undergo two subsequent rulemakings, at specified times, to determine whether the current standard for a covered product should be amended.

This is the second review of the standard for clothes washers.

Timetable:

Action	Date	FR Cite
ANPRM	11/14/94	59 FR 56423
Supplemental ANPRM	11/18/98	63 FR 64343
Workshop	12/15/98	
NPRM	10/05/00	65 FR 59549
Final Rule	01/12/01	66 FR 3314

Action	Date	FR Cite
Final Rule Effective	04/13/01	66 FR 8744
Final Action	04/17/01	66 FR 19714

Regulatory Flexibility Analysis Required: No

Government Levels Affected: State, Local

Agency Contact: Bryan Berringer, EE-41, Office of Building Research and Standards, Department of Energy, Energy Efficiency and Renewable Energy, 1000 Independence Avenue SW., Washington, DC 20585
Phone: 202 586-0371
Fax: 202 586-4617

DOE—EE

Completed Actions

Email: bryan.berringer@ee.doe.gov

RIN: 1904-AA67

946. ALTERNATIVE FUEL PROGRAM: BIODIESEL**Priority:** Substantive, Nonsignificant**Legal Authority:** 42 USC 13211(2); 42 USC 13211(14); 42 USC 13252(b)(2)**CFR Citation:** 10 CFR 490**Legal Deadline:** Final, Statutory, January 1, 1999.

Abstract: This action would implement the biodiesel fuel use credit created by the Energy Conservation Reauthorization Act of 1998. It would provide for the allocation of an alternative fueled vehicle acquisition credit for a specified amount of biodiesel fuel use by those required to purchase alternative fueled vehicles under titles III and V of the Energy Policy Act of 1992.

Timetable:

Action	Date	FR Cite
Interim Final Rule	05/19/99	64 FR 27169
Final Rule	01/11/01	66 FR 2207
Final Rule Effective	04/13/01	66 FR 8746
Final Action	05/02/01	66 FR 21851

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** None

Agency Contact: David Rodgers, Program Manager (EE-34), Department of Energy, Energy Efficiency and Renewable Energy, 1000 Independence Avenue SW., Washington, DC 20585

Phone: 202 586-9118

Email: david.rodgers@hq.doe.gov

RIN: 1904-AB00

947. AMENDMENTS TO THE REFRIGERATION STANDARDS**Priority:** Substantive, Nonsignificant**Legal Authority:** 5 USC 6295**CFR Citation:** 10 CFR 430**Legal Deadline:** None

Abstract: This action would amend the definition of electric refrigerator used in DOE's energy conservation program to exclude units whose physical configuration makes them unsuitable for general storage of perishable foods and which cannot cool below 39 degrees Fahrenheit.

Timetable:

Action	Date	FR Cite
NPRM	07/13/99	64 FR 37706
Final Action	11/19/01	66 FR 57845

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None

Agency Contact: Michael Raymond, EE-41, Program Manager, Office of Building Research and Standards, Department of Energy, Energy Efficiency and Renewable Energy, 1000 Independence Avenue SW., Washington, DC 20585
Phone: 202 586-9611

Email: michael.raymond@ee.doe.gov

RIN: 1904-AB03

948. ENERGY EFFICIENCY STANDARDS FOR COMMERCIAL HEATING, AIR CONDITIONING, AND WATER HEATING EQUIPMENT**Priority:** Economically Significant. Major under 5 USC 801.**Legal Authority:** 42 USC 6293**CFR Citation:** 10 CFR 431**Legal Deadline:** Final, Statutory, October 29, 2003.

Abstract: This action adopted the ASHRAE 90.1-1999 efficiency levels as a uniform national standard.

Timetable:

Action	Date	FR Cite
Preliminary Screening Analysis	05/15/00	
Final Rule	01/12/01	66 FR 3336
Final Rule Effective	04/13/01	66 FR 8745
Final Action	05/21/01	66 FR 27853

Regulatory Flexibility Analysis**Required:** No**Government Levels Affected:** None

Agency Contact: Cyrus Nasser, EE-41, Program Manager, Office of Building Research and Standards, Department of Energy, Energy Efficiency and Renewable Energy, 1000 Independence Avenue SW., Washington, DC 20585
Phone: 202 586-9138
Email: cyrus.nasser@ee.doe.gov

RIN: 1904-AB06

Department of Energy (DOE)

Defense and Security Affairs (DSA)

Prerule Stage

949. COMPUTER SECURITY; ACCESS TO INFORMATION ON NATIONAL NUCLEAR SECURITY ADMINISTRATION COMPUTER SYSTEMS**Priority:** Substantive, Nonsignificant**Legal Authority:** 42 USC 7101 et seq; 42 USC 2011 et seq; 50 USC 2425; 50 USC 2483(c)**CFR Citation:** Not Yet Determined**Legal Deadline:** NPRM, Statutory, January 3, 2000.

Abstract: This action would codify rules governing access to information on National Nuclear Security Administration computer systems by DOE employees and the employees of DOE contractors who perform defense nuclear-related activities.

Timetable:

Action	Date	FR Cite
ANPRM	12/00/01	
NPRM	03/00/02	

Regulatory Flexibility Analysis**Required:** No**Small Entities Affected:** No**Government Levels Affected:** None

Agency Contact: Philip Sibert, Office of Defense Nuclear Security (NA-3), Department of Energy, National Nuclear Security Administration, 1000 Independence Avenue SW, Washington, DC 20585
Phone: 202 586-2541

RIN: 1992-AA27

**Department of Energy (DOE)
Defense and Security Affairs (DSA)****Proposed Rule Stage****950. PHYSICAL PROTECTION OF
SECURITY INTERESTS****Priority:** Substantive, Nonsignificant**Legal Authority:** 42 USC 2011; 42 USC 7101**CFR Citation:** 10 CFR 1046 subpart A; 10 CFR 1046 subpart B**Legal Deadline:** None

Abstract: 10 CFR part 1046, subparts A and B, establishes DOE contractor requirements in the areas of protective force medical, physical fitness, and firearms qualifications and training. The proposed revisions are to ensure protective force personnel receive quality medical services that are consistent with the Americans with Disabilities Act of 1990. They also will enhance communications between Designated Physicians and personnel responsible for supervising physical fitness training and certification to assure better understanding of the risk of injury to Security Police Officers and Security Officers participating in physical fitness activities. Additionally, Security Police Officer I and Security Police Officer II were better defined to eliminate confusing physical fitness requirements.

Timetable:

Action	Date	FR Cite
NPRM	12/00/01	
Final Action	06/00/02	

**Regulatory Flexibility Analysis
Required:** No**Government Levels Affected:** None

Agency Contact: Glenn H. Bowser, Department of Energy, Office of Security and Emergency Operations, Germantown, MD 20874
Phone: 301 903-5693

RIN: 1992-AA23**951. PROCEDURAL RULES FOR DOE
NUCLEAR SECURITY ACTIVITIES****Priority:** Substantive, Nonsignificant**Legal Authority:** 42 USC 2011 et seq; 42 USC 7101 et seq; 42 USC 2282(b)**CFR Citation:** 10 CFR 824**Legal Deadline:** None

Abstract: This action would provide for the imposition of civil penalties on

contractors for violations relating to the safeguarding or security of classified or sensitive data.

Timetable:

Action	Date	FR Cite
NPRM	12/00/01	

**Regulatory Flexibility Analysis
Required:** No**Small Entities Affected:** No**Government Levels Affected:** None

Agency Contact: GERALYN C. Praskievicz, Department of Energy, Office of Security and Emergency Operations, 1000 Independence Avenue SW., Washington, DC 20585
Phone: 202 586-4451

RIN: 1992-AA28**952. HUMAN RELIABILITY PROGRAM****Priority:** Substantive, Nonsignificant**Legal Authority:** 42 USC 7254**CFR Citation:** 10 CFR 710; 10 CFR 711; 10 CFR 712**Legal Deadline:** None

Abstract: This action would establish a Human Reliability Program that would consolidate the Department's Personnel Security Assurance Program (PSAP) and its Personnel Assurance Program (PAP). PSAP is an access authorization program for individuals who apply for or occupy certain positions that are critical to the national security. The PSAP requires an initial and annual supervisory review, medical assessment, management evaluation, and a DOE personnel security review of all applicants or incumbents. The PAP is a nuclear explosives safety program using many of the evaluations of the PSAP to ensure that employees assigned to nuclear explosive duties do not have emotional, mental, or physical conditions that could result in an accidental or unauthorized detonation of nuclear explosives.

Timetable:

Action	Date	FR Cite
NPRM	12/00/01	

**Regulatory Flexibility Analysis
Required:** No**Government Levels Affected:** None

Agency Contact: Linda Repass, Department of Energy, Office of Security and Emergency Operations, 19902 Germantown Road, Germantown, MD 20874

Phone: 301 903-4800

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Email: linda.repass@hq.doe.gov

RIN: 1992-AA29**953. CRITERIA AND PROCEDURE FOR
ESTABLISHMENT OF THE
PERSONNEL SECURITY ASSURANCE
PROGRAM AND DETERMINATIONS
OF AN INDIVIDUAL'S ELIGIBILITY
FOR ACCESS TO A PERSONNEL
SECURITY ASSURANCE PROGRAM
POSITION****Priority:** Substantive, Nonsignificant**Legal Authority:** 42 USC 2165; 42 USC 2201; EO 10450; 42 USC 7251, 7254, and 7256**CFR Citation:** 10 CFR 710, subpart B**Legal Deadline:** None

Abstract: This action would amend the Department's regulations to allow newly hired individuals in security police officer positions who have received an interim Q access authorization through DOE's Accelerated Access Authorization Program to be eligible to hold a Personnel Security Assurance Program (PSAP) position. Currently, DORE's regulations require a Q access authorization based on a full background investigation for all PSAP positions.

Timetable:

Action	Date	FR Cite
NPRM	12/00/01	

**Regulatory Flexibility Analysis
Required:** No**Government Levels Affected:** None

Agency Contact: Linda Repass, Department of Energy, Office of Security and Emergency Operations, 19902 Germantown Road, Germantown, MD 20874

Phone: 301 903-4800

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RIN: 1992-AA30

**Department of Energy (DOE)
Defense and Security Affairs (DSA)**
Completed Actions
**954. GENERAL CRITERIA AND
PROCEDURES FOR DETERMINING
ELIGIBILITY FOR ACCESS TO
CLASSIFIED MATTERS OR SPECIAL
NUCLEAR MATERIAL**

Priority: Substantive, Nonsignificant

Legal Authority: EO 12968; 42 USC 2201

CFR Citation: 10 CFR 710 subpart A

Legal Deadline: None

Abstract: 10 CFR part 710, which stipulates DOE access authorization "due process" procedures, will be revised to comply with section 5.2(a) of EO 12968. This section requires three decision levels in the process of determining whether an individual's access to classified matter will be denied or revoked, with the final decision being made by a three-member high level appeals panel. While the DOE decision structure will be revised, the DOE will continue to offer the individual the right to a hearing before a hearing officer in such cases. These revisions are not expected to significantly impact the costs, time intervals, or risks associated with

DOE's administrative review process. There are no alternatives to the Department for assuring full compliance with the new requirements.

Timetable:

Action	Date	FR Cite
NPRM	08/16/99	64 FR 44433
Final Action	09/11/01	66 FR 47061

**Regulatory Flexibility Analysis
Required:** No

Government Levels Affected: None

Agency Contact: A. Barry Dalinsky, Personnel Security Specialist, Department of Energy, Office of Security and Emergency Operations, Germantown, MD 20874-1290
Phone: 301 903-5010

RIN: 1992-AA22

**955. SECURITY REQUIREMENTS FOR
DISCLOSURE OF CLASSIFIED AND
OTHER SENSITIVE INFORMATION**

Priority: Substantive, Nonsignificant

Legal Authority: PL 106-65, sec 3164

CFR Citation: 10 CFR 1044

Legal Deadline: None

Abstract: This action would prescribe the security requirements and procedures that a DOE or DOE contractor employee must follow to make a protected disclosure of classified or other sensitive information under the whistleblower protection provisions of section 3164 of the National Defense Authorization Act for Fiscal Year 2000.

Timetable:

Action	Date	FR Cite
Interim Final Rule	01/18/01	66 FR 4639
Interim Final Rule Effective	04/23/01	66 FR 8747
Final Action	10/30/01	66 FR 54643

**Regulatory Flexibility Analysis
Required:** No

Government Levels Affected: None

Agency Contact: GERALYN C. Praskievicz, Department of Energy, Office of Security and Emergency Operations, 1000 Independence Avenue SW., Washington, DC 20585
Phone: 202 586-4451

RIN: 1992-AA26

**Department of Energy (DOE)
Departmental and Others (ENDEP)**
Proposed Rule Stage
**956. FREEDOM OF INFORMATION
ACT**

Priority: Other Significant

Legal Authority: 5 USC 552

CFR Citation: 10 CFR 1004

Legal Deadline: None

Abstract: On October 23, 1991, DOE proposed to amend the procedures and principles to be applied in responding to requests for records under the Freedom of Information Act (FOIA) 5 USC 552. The proposal updated names and addresses of organizational entities, and updated guidelines for the schedule of fees associated with processing requests. A proposed section on policies clarified DOE's operation of a first-in, first-out policy in responding to FOIA requests, and the role of the Office of Hearings and Appeals was clarified. The proposal also included a statement of DOE policy on contractor records.

On December 12, 1994, DOE adopted the contractor records policy, with certain modifications. DOE expects to

take final action on the remainder of the proposal in the near future.

The new regulations will clarify the FOIA process by clearly defining the roles of the FOIA Officer and the Denying Official and comply with the new requirements of the Electronic Freedom of Information Act Amendment of 1996. The new regulations will be written in a more customer-friendly manner in plain English.

Timetable:

Action	Date	FR Cite
Final Rule (Contractor Records)	12/12/94	59 FR 63882
NPRM	03/00/02	

**Regulatory Flexibility Analysis
Required:** No

Government Levels Affected: None

Agency Contact: Abel Lopez, Director, FOIA and Privacy Act Division, Department of Energy, 1000 Independence Avenue SW., Washington, DC 20585
Phone: 202 586-5955

Email: abel.lopez@hq.doe.gov

RIN: 1901-AA32

**957. COMMUNITY TRANSITION
ACTIVITIES**

Priority: Substantive, Nonsignificant

Legal Authority: 42 USC 7274h

CFR Citation: Not Yet Determined

Legal Deadline: None

Abstract: Section 3161 of the National Defense Authorization Act for Fiscal Year 1993, 42 USC 7274h, provides authority for DOE to provide impact assistance to communities that are adversely affected by work force restructuring. This action would establish the regulations governing the community transition program.

Timetable:

Action	Date	FR Cite
NPRM	02/00/02	

**Regulatory Flexibility Analysis
Required:** No

Government Levels Affected: None

DOE—ENDEP

Proposed Rule Stage

Agency Contact: Robert Baney, Office of Worker and Community Transition, Department of Energy, 1000 Independence Avenue SW., Washington, DC 20585
Phone: 202 586-3751

RIN: 1901-AA77

958. RESEARCH MISCONDUCT

Priority: Substantive, Nonsignificant

Legal Authority: 42 USC 2201; 42 USC 7101 et seq; 50 USC 2401 et seq

CFR Citation: Not Yet Determined

Legal Deadline: None

Abstract: This action would establish policies and procedures for handling research misconduct allegations.

Timetable:

Action	Date	FR Cite
NPRM	12/00/01	
Final Action	04/00/02	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: Federal

Procurement: This is a procurement-related action for which there is no statutory requirement. There is no paperwork burden associated with this action.

Agency Contact: William J. Valdez, Director, Office of Planning and Analysis, Department of Energy, Office of Science, 1000 Independence Avenue SW., Washington, DC 20585
Phone: 202 586-9942
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Email: bill.valdez@science.doe.gov

RIN: 1901-AA89

**Department of Energy (DOE)
Departmental and Others (ENDEP)**

Final Rule Stage

959. RADIATION PROTECTION OF THE PUBLIC AND THE ENVIRONMENT

Regulatory Plan: This entry is Seq. No. 24 in part II of this issue of the **Federal Register**.

RIN: 1901-AA38

960. PRIVACY ACT SYSTEM OF RECORDS UPDATE

Priority: Info./Admin./Other

Legal Authority: 5 USC 552a

CFR Citation: 10 CFR 1008

Legal Deadline: None

Abstract: This action will amend the Department's Privacy Act Regulations, 10 CFR 1008, to add three additional systems of records to the list of systems of records that are exempt from certain provisions of the Privacy Act.

Timetable:

Action	Date	FR Cite
NPRM	06/14/01	66 FR 32272
Final Action	01/00/02	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Abel Lopez, Director, FOIA and Privacy Act Division, Department of Energy, 1000 Independence Avenue SW., Washington, DC 20585
Phone: 202 586-5955
Email: abel.lopez@hq.doe.gov

RIN: 1901-AA69

961. ECONOMIC DEVELOPMENT TRANSFERS OF REAL PROPERTY

Priority: Substantive, Nonsignificant

Legal Authority: PL 105-85, sec 3158

CFR Citation: 10 CFR 770

Legal Deadline: None

Abstract: This action would establish procedures for identifying and disposing of real property by sale or lease at the Department's defense nuclear facilities for the purpose of permitting economic development. It would also establish procedures for reporting actions to Congress, informing those acquiring the property of the availability of indemnification for injury to people or property from releases or threatened releases of hazardous materials, requesting indemnification, and making claims for indemnification.

Timetable:

Action	Date	FR Cite
Interim Final Rule	02/29/00	65 FR 10685
Final Action	01/00/02	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Andrew Duran, General Engineer, Office of Field Integration, Department of Energy, 1000 Independence Avenue SW., Washington, DC 20585
Phone: 202 586-4548
Email: andrew.duran@hq.doe.gov

RIN: 1901-AA82

962. NONDISCRIMINATION IN FEDERALLY ASSISTED PROGRAMS OR ACTIVITIES

Priority: Substantive, Nonsignificant

Legal Authority: 42 USC 7254

CFR Citation: 10 CFR 1040

Legal Deadline: None

Abstract: This action would amend the definition of "program."

Timetable:

Action	Date	FR Cite
Final Action	01/00/02	

Regulatory Flexibility Analysis Required: No

Government Levels Affected: None

Agency Contact: Sharon Wyatt, Department of Energy, 1000 Independence Avenue SW., Washington, DC 20585
Phone: 202 586-2256
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Email: sharon.wyatt@hq.doe.gov

RIN: 1901-AA86

963. REIMBURSEMENT FOR COSTS OF REMEDIAL ACTION AT ACTIVE URANIUM AND THORIUM PROCESSING SITES: TECHNICAL AMENDMENTS

Priority: Substantive, Nonsignificant

Legal Authority: 42 USC 2296a et seq

CFR Citation: 10 CFR 765

Legal Deadline: None

Abstract: This action would adopt several technical and administrative amendments to the procedural regulations governing the

DOE—ENDEP

Final Rule Stage

reimbursement of remedial action costs at active uranium and thorium processing sites. The original legislation authorizing the program has been amended three times to increase the amounts authorized for reimbursement, extend certain program dates, and make other technical corrections. The amendments to 10 CFR part 765 will reflect the legislative amendments and make other technical corrections that have been identified since the original rule was issued.

Timetable:

Action	Date	FR Cite
Final Rule	12/00/01	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: David E. Mathes, Leader, Albuquerque/Nevada Team, Department of Energy, Small Sites Closure Office (EM-34), Cloverleaf Building, 19901 Germantown Road, Germantown, MD 20874-1290
Phone: 301 903-7222

RIN: 1901-AA88

964. • GUIDELINES FOR PHYSICIAN PANEL DETERMINATIONS ON WORKER REQUESTS FOR ASSISTANCE IN FILING FOR STATE WORKER'S COMPENSATION BENEFITS

Priority: Other Significant

Legal Authority: 42 USC 7384 et seq; 42 USC 2201 and 7101 et seq; 50 USC 2401 et seq

CFR Citation: 10 CFR 852

Legal Deadline: None

Abstract: This action would establish procedures to implement subtitle D of the Energy Employees Occupational Illness Compensation Program Act of 2000 under which a DOE contractor

employee or the employee's estate can seek assistance from DOE in filing a claim with the appropriate State workers' compensation system based on an illness or death caused by exposure to a toxic substance during the course of employment at a DOE facility.

Timetable:

Action	Date	FR Cite
NPRM	09/07/01	66 FR 46742
Final Action	04/00/02	

Regulatory Flexibility Analysis

Required: No

Government Levels Affected: None

Agency Contact: Kate Kimpan, Office of Worker Advocacy, EH-8, Department of Energy, 100 Independence Avenue, SW., Washington, DC 20585
Phone: 202 586-3997

RIN: 1901-AA90

965. • POLICY REVIEW OF THREE ISSUES ARISING UNDER BONNEVILLE POWER ADMINISTRATION'S NEW LARGE SINGLE LOAD (NLSL) POLICY

Priority: Substantive, Nonsignificant

Legal Authority: 16 USC 839a(13)

CFR Citation: None

Legal Deadline: None

Abstract: BPA is directed by law to determine whether large retail loads of consumer facilities served by a public body, cooperative, investor-owned utility, or Federal agency customer, whose power requirements increase or are in excess of 10 aMWs in any consecutive 12-month period, fall within the definition of NLSL. BPA may not sell electric power at the Priority Firm (PF) rate to utilities for service to NLSLs. Electric power sold by BPA for utility service to NLSLs is sold at the New Resources (NR) rate (which historically has been a higher rate), with one exception. Any load for

which service by the utility customer was "committed to or contracted for" (CTCF) prior to September 1, 1979, is served at the lower PF rate. The BPA Administrator determines whether a consumer facility is a CFCT load.

The Bonneville Power Administration (BPA) has invited public comment on three specific issues relating to its existing NLSL policy: (1) whether BPA should allow current and future direct service industry (DSI) customer production load served at BPA's Industrial Firm (IP) rate (or any other rate) to transfer and receive service from a public body, cooperative, or Federal agency customer at the PF rate; (2) whether a load at a facility previously determined to be a CTCF load should be allowed to receive service from a different BPA preference customer and retain its CTCF status; and (3) whether BPA should close the class of future CFCT loads after providing customers one last opportunity to identify and request, if any, a CFCT load determination by BPA. After receipt of public comments, BPA will determine whether changes to its current NLSL policy are warranted.

Timetable:

Action	Date	FR Cite
Notice	06/25/01	66 FR 33671
Comment Period End	08/10/01	
Final Action	12/00/01	

Regulatory Flexibility Analysis

Required: No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: David Fitzsimmons, Account Executive, PSW-6, Department of Energy, Bonneville Power Administration, 905 NE 11th Avenue, Portland, OR 97232
Phone: 503 230-3685

RIN: 1901-AA91

Department of Energy (DOE) Departmental and Others (ENDEP)

Long-Term Actions

966. ENFORCEMENT OF EMPLOYEE SAFETY STANDARDS AT NUCLEAR WEAPONS FACILITIES

Priority: Other Significant

Legal Authority: PL 102-190, sec 3131

CFR Citation: Not Yet Determined

Legal Deadline: None

Abstract: Public Law 102-190, section 3131, directs the Department of Energy to assess civil penalties against contractors at DOE nuclear weapons facilities who fail either to provide training to employees engaged in

hazardous substance response and emergency response or fail to certify that such workers have been adequately trained.

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Long-Term Actions

Timetable:

Action	Date	FR Cite
ANPRM	08/26/94	59 FR 44139
NPRM	To Be	Determined

Regulatory Flexibility Analysis Required: Undetermined**Government Levels Affected:** Undetermined

Agency Contact: Harry Pettengill, Director, Occupational Health and Safety Policy, Department of Energy, 1000 Independence Avenue SW., Washington, DC 20585
Phone: 301 903-4343

RIN: 1901-AA44

967. ANNOTATION OF LAND RECORDS FOR REMEDIATED PROPERTIES IN THE URANIUM MILL TAILINGS REMEDIAL ACTION PROJECT (UMTRA)

Priority: Substantive, Nonsignificant

Legal Authority: PL 95-604, sec 104(d); PL 104-259, sec 4(a)

CFR Citation: Not Yet Determined

Legal Deadline: None

Abstract: Under section 104(d) of the Uranium Mill Tailings Radiation Control Act of 1978, the Department of Energy (DOE) is required to issue appropriate rules and regulations concerning the annotation of land records of designated inactive uranium mill sites and vicinity properties included for remedial action under the Act. The annotation is intended to ensure that future purchasers of

remediated inactive uranium mill sites and vicinity properties will be notified, prior to such purchase, of the condition of the land.

Timetable:

Action	Date	FR Cite
NPRM	04/14/89	54 FR 29732
Final Action	To Be	Determined

Regulatory Flexibility Analysis Required: No

Government Levels Affected: State, Federal

Additional Information: Public Law 104-259, signed into law on October 9, 1996, amended the annotation requirement to provide for States to receive certification from the Secretary for "a program which would achieve the purposes" of the annotation under section 104(d) of the UMTRCA in regards to vicinity properties. Letters have been sent to the affected States regarding the amendment language.

Agency Contact: David E. Mathes, Leader, Albuquerque/Nevada Team, Department of Energy, Small Sites Closure Office (EM-34), Cloverleaf Building, 19901 Germantown Road, Germantown, MD 20874-1290
Phone: 301 903-7222

RIN: 1901-AA57

968. PAYMENTS FOR SPECIAL BURDENS AND IN LIEU OF TAXES

Priority: Substantive, Nonsignificant

Legal Authority: 42 USC 2208 Atomic Energy Act of 1954, sec 168

CFR Citation: 10 CFR 610

Legal Deadline: None

Abstract: This action will revise the Department of Energy's policy on making payments for special burdens and in lieu of taxes to State and local taxing jurisdictions pursuant to the Atomic Energy Act of 1954. Prior to the 1987 issuance of DOE Order 2100.12, the Department and its predecessor agencies approved such payment requests on an ad hoc basis. To ensure all eligible taxing jurisdictions are provided appropriate opportunity to comment, the revised policy is being established through the rulemaking process. The Department anticipates no added costs by issuing the revised policy as a regulation rather than as an internal directive revision.

Timetable:

Action	Date	FR Cite
NPRM	To Be	Determined

Regulatory Flexibility Analysis Required: Undetermined

Government Levels Affected: State, Local

Federalism: Undetermined

Agency Contact: Helen O. Sherman, Director, Office of Financial Policy, Department of Energy, 1000 Independence Avenue SW., Washington, DC 20585
Phone: 202 586-4860

RIN: 1901-AA58

Department of Energy (DOE) Departmental and Others (ENDEP)

Completed Actions

969. GENERAL GUIDELINES FOR THE RECOMMENDATION OF SITES FOR NUCLEAR WASTE REPOSITORY

Priority: Other Significant

Legal Authority: 42 USC 10132

CFR Citation: 10 CFR 960

Legal Deadline: None

Abstract: This action would amend the guidelines that will be used by the Department in deciding whether to recommend a site for the development of the geologic repository for the disposal of high-level radioactive waste

and spent nuclear fuel. The amended guidelines would reflect statutory and policy changes that have occurred since the Nuclear Waste Policy Act was passed in 1982. The amendments would also be based on the experience the Department has gained over the last decade of investigative efforts.

Timetable:

Action	Date	FR Cite
NPRM	12/16/96	61 FR 66158
Supplemental NPRM	11/30/99	64 FR 67054
Final Action	11/14/01	66 FR 57298

Regulatory Flexibility Analysis Required: No

Government Levels Affected: Federal

Agency Contact: Christopher Kouts, Department of Energy, Office of Civilian Radioactive Waste Management, 1000 Independence Avenue, SW., Washington, DC 20585
Phone: 202 586-1253

RIN: 1901-AA72

Department of Energy (DOE)
Office of Procurement and Assistance Management (PR)

Proposed Rule Stage

**970. GOVERNMENTWIDE
 DEBARMENT AND SUSPENSION
 (NONPROCUREMENT) AND
 GOVERNMENTWIDE REQUIREMENTS
 FOR DRUG-FREE WORKPLACE
 (GRANTS)**

Priority: Substantive, Nonsignificant

Legal Authority: EO 12549; EO 12689;
 PL 103-355, sec 2455

CFR Citation: 10 CFR 1036

Legal Deadline: None

Abstract: This Governmentwide rulemaking proposes changes to clarify and simplify the debarment and suspension process and drug-free workplace requirements.

Timetable:

Action	Date	FR Cite
NPRM	12/00/01	

**Regulatory Flexibility Analysis
 Required:** No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Cynthia Yee,
 Procurement Analyst, Department of
 Energy, Office of Procurement and
 Assistance Management, 1000
 Independence Avenue SW.,
 Washington, DC 20585
 Phone: 202 586-1140

RIN: 1991-AB56

**971. FINANCIAL ASSISTANCE
 REGULATION: ADMINISTRATIVE
 REQUIREMENTS RELATED TO FOR-
 PROFIT ORGANIZATIONS**

Priority: Substantive, Nonsignificant

Legal Authority: 42 USC 7173

CFR Citation: 10 CFR 600

Legal Deadline: None

Abstract: This action would seek comments on whether to initiate a rulemaking that prescribes administrative requirements for financial assistance awards tailored specifically to for-profit organizations.

Timetable:

Action	Date	FR Cite
ANPRM	05/08/01	66 FR 23197
NPRM	01/00/02	

**Regulatory Flexibility Analysis
 Required:** No

Small Entities Affected: No

Government Levels Affected: None

Agency Contact: Trudy Wood,
 Procurement Analyst, Department of
 Energy, Office of Procurement and
 Assistance Management, 1000
 Independence Avenue SW.,
 Washington, DC 20585
 Phone: 202 586-5625
 Email: trudy.wood@pr.doe.gov

RIN: 1991-AB57

**972. • ENERGY DEPARTMENT
 MOTOR VEHICLE FLEET FUEL
 EFFICIENCY**

Priority: Substantive, Nonsignificant

Legal Authority: 42 USC 2201

CFR Citation: 48 CFR 947; 48 CFR
 970.52

Legal Deadline: None

Abstract: This action would implement sections 403 and 505 of Executive Order 13101, Greening the Government through Federal Fleet and Transportation Efficiency.

Timetable:

Action	Date	FR Cite
NPRM	12/00/01	

**Regulatory Flexibility Analysis
 Required:** No

Small Entities Affected: No

Government Levels Affected: None

Procurement: This is a procurement-related action for which there is no statutory requirement. There is no paperwork burden associated with this action.

Agency Contact: Richard B. Langston,
 Procurement Analyst, Department of
 Energy, Office of Procurement and

Assistance Management, 1000
 Independence Avenue SW.,
 Washington, DC 20585
 Phone: 202 586-8247
 Email: richard.langston@pr.doe.gov

RIN: 1991-AB59

**973. • DEAR: PART 970 REWRITE
 CONTINUATION**

Priority: Substantive, Nonsignificant

Legal Authority: 42 USC 2201; 42 USC
 7254

CFR Citation: 48 CFR 970; 48 CFR 901
 to 952

Legal Deadline: None

Abstract: This action would revise part 970 and related parts of DEAR to eliminate provisions that are unnecessary, obsolete, or duplicated elsewhere in title 48.

Timetable:

Action	Date	FR Cite
NPRM	12/00/01	

**Regulatory Flexibility Analysis
 Required:** No

Government Levels Affected: None

Procurement: This is a procurement-related action for which there is no statutory requirement. There is no paperwork burden associated with this action.

Agency Contact: Richard B. Langston,
 Procurement Analyst, Department of
 Energy, Office of Procurement and
 Assistance Management, 1000
 Independence Avenue SW.,
 Washington, DC 20585
 Phone: 202 586-8247
 Email: richard.langston@pr.doe.gov

Michael L. Righi, Procurement Analyst,
 Department of Energy, Office of
 Procurement and Assistance
 Management, 1000 Independence
 Avenue SW., Washington, DC 20585
 Phone: 202 586-8175

RIN: 1991-AB60

Department of Energy (DOE)

Final Rule Stage

Office of Procurement and Assistance Management (PR)

974. CLASSIFIED NATIONAL SECURITY INFORMATION—E.O. 12958**Priority:** Substantive, Nonsignificant**Legal Authority:** 42 USC 7254; 42 USC 486(c)**CFR Citation:** 48 CFR 904; 48 CFR 952; 48 CFR 970**Legal Deadline:** None**Abstract:** This action implements Executive Order 12958, which prescribes a uniform system for classifying, safeguarding, and declassifying national security information.**Timetable:**

Action	Date	FR Cite
Interim Final Rule	12/00/01	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None**Procurement:** This is a procurement-related action for which there is no statutory requirement. There is no paperwork burden associated with this action.

Agency Contact: Richard B. Langston, Procurement Analyst, Department of Energy, Office of Procurement and Assistance Management, 1000 Independence Avenue SW., Washington, DC 20585
Phone: 202 586-8247
Email: richard.langston@pr.doe.gov
RIN: 1991-AB42

975. DEAR: RECYCLING**Priority:** Substantive, Nonsignificant**Legal Authority:** 42 USC 7254; 42 USC 486(c)**CFR Citation:** 48 CFR 923; 48 CFR 970.52; 48 CFR 970.23**Legal Deadline:** None**Abstract:** This action would implement E.O. 13101, Greening the Government Through Recycling, Waste Prevention, and Federal Acquisition. It would increase the procurement of products containing recycled materials and reduce waste generation at DOE facilities.**Timetable:**

Action	Date	FR Cite
NPRM	11/30/00	65 FR 71292
Final Action	12/00/01	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None**Procurement:** This is a procurement-related action for which there is no statutory requirement. There is no paperwork burden associated with this action.

Agency Contact: Richard B. Langston, Procurement Analyst, Department of Energy, Office of Procurement and Assistance Management, 1000 Independence Avenue SW., Washington, DC 20585
Phone: 202 586-8247
Email: richard.langston@pr.doe.gov
RIN: 1991-AB47

976. DEAR: TECHNICAL AMENDMENTS**Priority:** Substantive, Nonsignificant**Legal Authority:** 42 USC 7254**CFR Citation:** 48 CFR 900 to 970**Legal Deadline:** None**Abstract:** This action would make corrections and technical changes to the Department of Energy Acquisition Regulations.**Timetable:**

Action	Date	FR Cite
Final Action	12/00/01	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None**Procurement:** This is a procurement-related action for which there is no statutory requirement. There is no paperwork burden associated with this action.

Agency Contact: Denise Wright, Procurement Analyst, Department of Energy, Office of Procurement and Assistance Management, 1000 Independence Avenue, SW., Washington, DC 20588
Phone: 202 586-6217
RIN: 1991-AB51

977. DEAR: PURCHASING BY DOE MANAGEMENT AND OPERATING CONTRACTORS FROM AFFILIATED SOURCES**Priority:** Substantive, Nonsignificant**Legal Authority:** 42 USC 7254**CFR Citation:** 48 CFR 909; 48 CFR 970**Legal Deadline:** None**Abstract:** This action would amend provisions that cover organizational

conflicts of interest and purchases from affiliated sources to protect the Department in transactions involving a DOE M&O contractor and its affiliates.

Timetable:

Action	Date	FR Cite
NPRM	10/13/99	64 FR 55453
Final Action	12/00/01	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None**Procurement:** This is a procurement-related action for which there is no statutory requirement. There is no paperwork burden associated with this action.

Agency Contact: Robert M. Webb, Procurement Analyst, Department of Energy, Office of Procurement and Assistance Management, 1000 Independence Avenue SW., Washington, DC 20585
Phone: 202 586-8264
RIN: 1991-AB52

978. ACQUISITION REGULATION: PAYMENT OF FEE RELATING TO SECURITY ISSUES**Priority:** Substantive, Nonsignificant**Legal Authority:** 42 USC 7254; 40 USC 486(c)**CFR Citation:** 48 CFR 970**Legal Deadline:** None**Abstract:** This action would make the payment of fees to the Department's major operating contractors conditional on meeting safeguard and security requirements.**Timetable:**

Action	Date	FR Cite
NPRM	02/01/01	66 FR 8560
Final Action	12/00/01	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None**Procurement:** This is a procurement-related action for which there is no statutory requirement. There is no paperwork burden associated with this action.

Agency Contact: Michael L. Righi, Procurement Analyst, Department of Energy, Office of Procurement and Assistance Management, 1000 Independence Avenue SW., Washington, DC 20585

DOE—PR

Final Rule Stage

Phone: 202 586-8175

RIN: 1991–AB54

rights to reflect the current practices employed in its major facility contracts.

Procurement: This is a procurement-related action for which there is no statutory requirement. There is no paperwork burden associated with this action.**979. DEAR: PATENT RIGHTS****Priority:** Substantive, Nonsignificant**Legal Authority:** 42 USC 7254; 40 USC 486(c)**CFR Citation:** 48 CFR 927; 48 CFR 970**Legal Deadline:** None**Abstract:** This action would update the Department's regulations on patent**Timetable:**

Action	Date	FR Cite
Interim Final Rule	11/15/00	65 FR 68932
Final Action	12/00/01	

Regulatory Flexibility Analysis Required: No**Small Entities Affected:** No**Government Levels Affected:** None**Agency Contact:** Robert M. Webb, Procurement Analyst, Department of Energy, Office of Procurement and Assistance Management, 1000 Independence Avenue SW., Washington, DC 20585
Phone: 202 586-8264

RIN: 1991–AB55

Department of Energy (DOE)

Completed Actions

Office of Procurement and Assistance Management (PR)

980. DEAR: WORK FOR OTHERS**Priority:** Substantive, Nonsignificant**Legal Authority:** 42 USC 7254**CFR Citation:** 48 CFR 970**Legal Deadline:** None**Abstract:** This action would provide policies and procedures governing work for others by DOE contractors and would ensure that authorization is consistent and uniform.

statutory requirement. There is no paperwork burden associated with this action.

Agency Contact: A. Scott Geary, Program Analyst, Department of Energy, Office of Procurement and Assistance Management, 1000 Independence Avenue SW., Washington, DC 20585
Phone: 202 586-3299

RIN: 1991–AB48

Abstract: This action would change the approval authority for a determination that a noncompetitive award is in the public interest.**Timetable:**

Action	Date	FR Cite
Final Action	07/02/01	66 FR 34783

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None**Agency Contact:** Trudy Wood, Procurement Analyst, Department of Energy, Office of Procurement and Assistance Management, 1000 Independence Avenue SW., Washington, DC 20585
Phone: 202 586-5625
Email: trudy.wood@pr.doe.gov

RIN: 1991–AB58

Timetable:

Action	Date	FR Cite
Merged With 1991-AB60	08/01/01	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** None**Procurement:** This is a procurement-related action for which there is no**981. FINANCIAL ASSISTANCE REGULATION: ADMINISTRATIVE AMENDMENT****Priority:** Substantive, Nonsignificant**Legal Authority:** 42 USC 7173**CFR Citation:** 10 CFR 600.6**Legal Deadline:** None

Department of Energy (DOE)

Long-Term Actions

Office of General Counsel (OGC)

982. CONDUCT OF EMPLOYEES**Priority:** Info./Admin./Other**Legal Authority:** 42 USC 7211 et seq; PL 103-160, sec 3161; EO 12674**CFR Citation:** 10 CFR 1010; 5 CFR 2635**Legal Deadline:** None**Abstract:** The DOE regulation on conduct of employees needs to be revised to reflect the issuance of the Standards of Ethical Conduct for Employees of the Executive Branch (5 CFR 2635) and the repeal of conflict-of-interest provisions formerly applicable to DOE employees.**Timetable:**

Action	Date	FR Cite
Interim Final Rule	07/05/96	61 FR 35085
Final Action	To Be Determined	

Regulatory Flexibility Analysis Required: No**Government Levels Affected:** Undetermined**Agency Contact:** Susan Beard, Deputy Assistant General Counsel for Standards of Conduct, Department of Energy, Office of General Counsel, 1000 Independence Avenue SW., Washington, DC 20585

Phone: 202 586-1522

RIN: 1990–AA19

983. CLAIMS FOR DAMAGES AGAINST DEPARTMENT OF ENERGY EMPLOYEES**Priority:** Substantive, Nonsignificant**Legal Authority:** 5 USC 301; 28 USC 2672; 42 USC 7101 et seq**CFR Citation:** 10 CFR 1014**Legal Deadline:** None**Abstract:** This action would provide for the indemnification of employees or former employees of the Department of

DOE—OGC

Long-Term Actions

Energy who are personally liable to pay damages for their official acts or omissions as a result of an adverse judgment or settlement.			Regulatory Flexibility Analysis Required: No	Independence Avenue SW., Washington, DC 20585 Phone: 202 586-1522					
Timetable:			Government Levels Affected: None						
<table><tr><th>Action</th><th>Date</th><th>FR Cite</th></tr><tr><td>Interim Final Rule</td><td>To Be</td><td>Determined</td></tr></table>			Action		Date	FR Cite	Interim Final Rule	To Be	Determined
Action	Date	FR Cite							
Interim Final Rule	To Be	Determined							
				RIN: 1990-AA26 [FR Doc. 01-28100 Filed 11-30-01; 8:45 am] BILLING CODE 6450-01-S					